

Minutes
Town of Oshkosh

Town Board Meeting – Friday, May 22, 2009 - 4:00 p.m. – Town Hall

PRESENT: Chairman Gerald Frey, Supervisor Carol Kaufmann, Supervisor Jim Erdman, Treasurer Maribeth Gabert, Clerk Jeannette Merten and audience of 5.

Chairman Frey called meeting to order at 4:00 p.m.

MOTION BY KAUFMANN, ERDMAN SECONDED, TO APPROVE MINUTES DATED MAY 11, 2009 AS PRESENTED. ROLL CALL. MOTION CARRIED.

Public Participation:

None.

Planning and Zoning:

Building Inspector report.

Dave Frank, Town Building Inspector, was not present.

Approve Resolution Requesting Special Conditions for Conditional Use Permit to Hoffman Construction Company to Extract Material for Highway 41 Construction.

Discussions took place over the contents of the resolution. Rick Exferd, Phillip Grundy, Phil Grundy, Tom Rugsegger, and Bob Bingen with Michels Materials were part of the discussion.

MOTION BY THE ERDMAN, KAUFMANN SECONDED, TO APPROVE THE RESOLUTION REQUESTING SPECIAL CONDITIONS FOR CONDITIONAL USE PERMIT TO HOFFMAN CONSTRUCTION COMPANY TO EXTRACT MATERIAL FOR HIGHWAY 41 CONSTRUCTION AGREEMENT (document with revisions made on 5/21/09 by attorney John St. Peter). ROLL CALL. ERDMAN, YES; FREY, YES; KAUFMANN, YES. MOTION CARRIED.

Conditional Use Permit request of Grundy Enterprises.

This topic was addressed in Resolution approved above; being that Hoffman Construction is the one that applied for the permit.

Conditional Use Permit request of Rusch/Gabert

This topic was addressed in Resolution approved above; being that Hoffman Construction is the one that applied for the permit.

Conditional Use Permit request of Hickory Oaks Campground

This topic was addressed in Resolution approved above; being that Hoffman Construction is the one that applied for the permit.

Variance Request of Rusch/Gabert.

The Town of Oshkosh Planning and Zoning Commission recommended approval for reason that it is the best fit for the use of the land in the future.

MOTION MADE BY ERDMAN, KAUFMANN SECONDED, TO APPROVE THE VARIANCE REQUEST OF RUSCH/GABERT; FOR REASON THAT IT FULLFILLED THE NEEDS FOR HIGHWAY 41 CONSTRUCTION AND BEST FIT FOR THE USE OF LAND IN THE FUTURE. ROLL CALL. ERDMAN, YES; FREY, YES; KAUFMANN, YES. MOTION CARRIED.

Unfinished Business:

None.

New Business:

Request for Fireworks Permit; Chuck Krause.

Krause picked up an application from clerk Merten, but was not in attendance to explain his circumstances.

Approve Operator License of Vincent Dockery and Lois Winkler.

MOTION MADE BY ERDMAN, KAUFMANN SECONDED, TO APPROVE THE OPERATOR LICENSE APPLICATIONS OF VINCENT DOCKERY AND LOIS WINKLER. ROLL CALL. FREY, YES; KAUFMANN, YES; ERDMAN, YES. MOTION CARRIED.

Approve Compliance Assurance Plan for Recycling letter.

MOTION MADE BY KAUFMANN, FREY SECONDED, TO ACCEPT THE COMPLIANCE ASSURANCE PLAN FOR RECYCLING. ROLL CALL. FREY, YES; ERDMAN, YES; KAUFMANN, YES. MOTION CARRIED.

Forthcoming Events of public interest:

Supervisor Erdman and Chuck Nahn looked at a marked illicit sites with the DNR and city representative. The DNR is going to work with the city on how to resolve the issue and reported back to Jim and Chuck.

Erdman reported on his travel to Madison to listen and bring awareness to legislators on annexation law. Properties no longer have to be contiguous to annex. Contesting any annexation is not an option any longer and cannot be taken to court. These are some of the laws in which they are trying to reverse.

On June 27th there is a Planning Commission networking seminar and on June 4th is the Winnebago County re-write committee meeting.

The board learned that parts of the Hwy 41 project is two years ahead of schedule now expected to be completed by 2012 instead of 2014.

Gabert reported that Luebke's property is for sale along Main and Jackson streets. Projection for development is on Main would be residential and on Jackson would be commercial. Gabert made the real estate firm aware that the town does own a small strip of land.

Correspondence:

1. AT&T; Thomson Reuters power-of-attorney for AT&T.
2. Winnebago co; Clarence Smith variance request granted.
3. Winnebago Co Sheriff; Fountain Tavern violation.
4. Time Warner Cable; cable news.

Correspondence provided to board at meeting:

1. Winnebago Co. Health Department quarterly report.
2. Charter Communications; Franchise fee payment.
3. Winnebago Co; Grundy Enterprises Conditional Use revised map.
4. Winnebago Co Health; Harbor Valley license to operate swimming pool.
5. Winnebago Co Zoning; hearing procedures.
6. Winnebago Co; P&Z Committee zoning change and variance request of Riders of WI LLC.

**MOTION TO PAY BILLS AS PRESENTED BY KAUFMANN, ERDMAN
SECONDED. MOTION CARRIED.**

**MOTION MADE BY KAUFMANN, SECONDED BY ERDMAN, TO
ADJOURN. MOTION CARRIED.**

Meeting adjourned at 8:20 p.m.

X

Jeannette Merten
Town of Oshkosh Clerk